S.B.CIVIL SECOND APPEAL NO.299/2005

Smt. Bhanwari Devi and others
vs.
Prithvi Raj and another.

DATE OF JUDGMENT ::: 10.11.2005

PRESENT

HON'BLE MR. PRAKASH TATIA, J.

Mr. PD Bohra, for the appellants.
Mr. SR Purohit, for the respondent.

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Heard learned counsel for the parties.

No substantial question of law is involved in this appeal, therefore, this appeal deserves to be dismissed.

At this stage, learned counsel for the appellants prayed that the appellants may be given some reasonable time to vacate the house so that they may make alternative arrangements of getting some other suitable accommodation.

Looking to the totality of the facts, it will be just and proper to permit the appellants to occupy the premises for some time more.

Therefore, it is ordered that in case, the appellants furnishe a written undertaking before the trial court within a period of one month that they shall hand over the

vacant possession to the landlord by or before 30.11.2006 and shall pay all the arrears of rent and decreetal amount, if due, within a period of two months from today before the trial court or directly to the landlord, the decree under challenge shall not be executed till 1.12.2006. The appellants shall also deposit the rent month by month by 15th day of each succeeding month of their tenancy in the trial court. In case of non-compliance of the order or default in payment of rent mentioned above, the decree shall become executable forthwith.

(PRAKASH TATIA), J.

S.Phophaliya